THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.26602 OF 2006

ORAL ORDER:

The Special Deputy Collector, Tribal Welfare, Bhadrachalam, having initiated the proceedings under the provisions of the A.P. Scheduled Areas (Land Transfer) Regulation 1 of 1959 (for short "Regulations 1 of 1959") in respect of the land to an extent of Ac.3.31 gunts situated in Sy.No.192 of Padmati Narasapuram village, passed orders dated 1.5.2006 directing ejectment of the petitioner under Section 3(2) of Regulations 1 of 1959. The petitioner states that the said order was communicated on 26.10.2006 and questioning the same she preferred an appeal before the 1st respondent. She also sought for stay of operation of the order dated 1.5.2006 till the disposal of the appeal. However, the 1st respondent-appellate authority, failed to consider the same and, in the meanwhile, the 3rd respondent is taking steps to dispossess the petitioner in execution of the order of ejectment dated 1.5.2006. Hence, this writ petition.

Heard the learned counsel for the petitioner and the learned Government Pleader for Social Welfare, appearing for respondents 1 to 3.

Since, admittedly, statutory appeal against the order of the 2nd respondent dated 1.5.2006 is pending before the 1st respondent, it would be appropriate to maintain *status quo* obtaining as on today till the statutory appeal is disposed of.

Accordingly, without expressing any opinion on merits, the writ petition is disposed of with a direction to the 1st respondent to dispose of the appeal pending on its file expeditiously following due process of law. Till such time, *status quo* obtaining as on today as to the nature and possession of the land, which is the subject matter of the order of the 2nd respondent dated 1.5.2006, shall be maintained. No costs.

_____

(G. ROHINI, J.)

22nd December, 2006.

Issue CC by tomorrow.

Kgr

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.26602 OF 2006

22nd December, 2006.

Between:

Yelabaka Kanthamma. .. Petitioner.

And

The Project Officer, ITDA and
Addl. Agent to the Government,
(Tribal Welfare), Bhadrachalam,
Khammam District and others. .. Respondents.